

# MEMORANDUM

Agenda Item No. 7(A)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

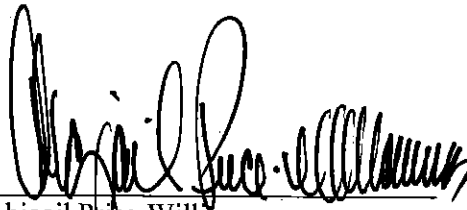
**DATE:**

(Second Reading 5-1-18)  
March 20, 2018

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Ordinance relating to for-hire motor vehicles; amending Chapter 31 of the Code; allowing wheelchair accessible taxicabs to be initially placed into service if they have been previously used as a taxicab within the County; revising vehicle age requirements for wheelchair accessible taxicabs

The accompanying ordinance was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Bruno A. Barreiro and Commissioner Daniella Levine Cava.



Abigail Price-Williams  
County Attorney

APW/smm

# Memorandum



**Date:** May 1, 2018

**To:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

A handwritten signature in black ink, appearing to be "Carlos A. Gimenez", written over a horizontal line.

**Subject:** Fiscal Impact Statement for Ordinance Relating To Vehicles For-Hire - Wheelchair Accessible Taxicabs

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The implementation of this ordinance will not have a fiscal impact to Miami-Dade County as it will not result in additional staffing needs or future operational costs.

A handwritten signature in black ink, appearing to be "Alina J. Hudak", written over a horizontal line.

Alina J. Hudak  
Deputy Mayor

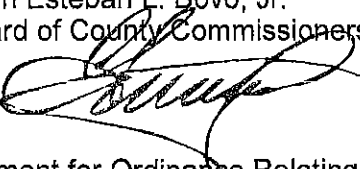
FIS04818 180508

# Memorandum



**Date:** May 1, 2018

**To:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez   
Mayor

**Subject:** Social Equity Statement for Ordinance Relating For-Hire Taxicabs – Legistar 180508

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The proposed Ordinance amends Chapter 31, Article II of the Code of Miami-Dade County relating to the regulation of taxicabs by amending vehicle age requirements for wheelchair-accessible taxicab vehicles. Specifically the amendment increases the vehicle age for this type of taxicab from 10 model years to 15 model years.

The extension of vehicle age takes into consideration that wheelchair-accessible taxicabs are generally \$10,000 to \$15,000 more expensive than regular taxicabs due to retrofitting necessary to meet and ADA requirements. This will reduce expenses paid by operators, thereby allowing them to retain more of their income. Approval of this amendment may cause an increase in complaints regarding the maintenance, upkeep or aesthetics of such vehicles by tourists and/or local patrons, which may indirectly negatively impact the hospitality industry.

  
\_\_\_\_\_  
Alina T. Hudak  
Deputy Mayor

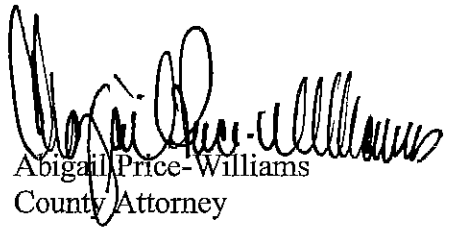


# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**DATE:** May 1, 2018

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 7(A)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 7(A)  
5-1-18

ORDINANCE NO. \_\_\_\_\_

ORDINANCE RELATING TO FOR-HIRE MOTOR VEHICLES;  
AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE  
COUNTY, FLORIDA; ALLOWING WHEELCHAIR  
ACCESSIBLE TAXICABS TO BE INITIALLY PLACED INTO  
SERVICE IF THEY HAVE BEEN PREVIOUSLY USED AS A  
TAXICAB WITHIN THE COUNTY; REVISING VEHICLE AGE  
REQUIREMENTS FOR WHEELCHAIR ACCESSIBLE  
TAXICABS; PROVIDING SEVERABILITY, INCLUSION IN  
THE CODE, AND AN EFFECTIVE DATE

**WHEREAS**, the Miami-Dade County Taxicab Advisory Group, on January 10, 2018,  
recommended an adjustment of the vehicle age limit requirement for wheelchair taxicab vehicles  
from 10 model years to 15 model years,

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY  
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** Chapter 31 of the Code of Miami-Dade County, Florida, is hereby amended  
to read as follows:<sup>1</sup>

**Chapter 31**

**VEHICLES FOR HIRE**

\* \* \*

**ARTICLE II. LICENSING AND REGULATION OF FOR-  
HIRE MOTOR VEHICLES**

\* \* \*

<sup>1</sup> Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

**Sec. 31-82. For-hire licenses.**

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(l) In order to assure the development and maintenance of adequate wheelchair accessible taxicab service, Miami-Dade County shall strive to ensure that at least three (3) percent of the total number of for-hire taxicab licenses are operated using accessible vehicles by December 31, 2006.

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(4) Notwithstanding any provision to the contrary, all for-hire taxicab licenses ordered by the Director to operate using accessible vehicles pursuant to Section 31-82(l)(1) or 31-82 (o)(2) shall meet the following vehicle age requirements: any vehicle initially placed into service shall not have been previously used as a taxicab >>outside of Miami-Dade County<< and shall not be greater than ~~[[ten (10)]]~~ >>fifteen (15)<< model years of age. Any vehicle over ~~[[ten (10)]]~~ >>fifteen (15)<< model years of age shall not be operated as a taxicab. Notwithstanding the vehicle age limits required by this subsection, any properly permitted and inspected accessible taxicab scheduled for retirement on December 31, 2011, shall be allowed to be operated for an additional one-year period.

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**Sec. 31-89. -Vehicle standards.**

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(f) Taxicab vehicle age limits and inspection schedules. Taxicab vehicle age limits and frequency of for-hire inspections are as follows provided, however, that the RER may inspect a for-hire vehicle at any time. Any vehicle initially placed into service, shall not have been previously used as a taxicab outside Miami-Dade County, or have a "rebuilt" or "salvage" title and shall not be greater than ten (10) model years of age. Any vehicle over ten (10) model years of age shall not be operated as a taxicab. Notwithstanding the foregoing, any taxicab:

- (1) That operates as a Wheelchair Accessible Cab initially placed into service shall not have been previously used as a taxicab >>outside of Miami-Dade County<< or have a "rebuilt" or "salvage" title

and shall be no greater than ~~[[ten-(10)]]~~ >>fifteen  
(15)<< model years of age. Any vehicle over ~~[[ten~~  
(10)]] >>fifteen (15)<< model years of age shall not  
operate as a Wheelchair Accessible Cab;

\*

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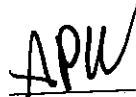
**Section 2.** If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

**Section 3.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

**Section 4.** This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:



Prepared by:



Gerald K. Sanchez

Co-Prime Sponsors: Commissioner Bruno A. Barreiro  
Commissioner Daniella Levine Cava